

STATE OF CONNECTICUT
DEPARTMENT OF HEALTH SERVICES
BUREAU OF HEALTH SYSTEM REGULATION
DIVISION OF MEDICAL QUALITY ASSURANCE

In re:

Alan Dumaine
Hearing Aid Dealer

Petition No. 860122-37-002

CONSENT ORDER

WHEREAS, Alan Dumaine, of Wethersfield Connecticut has been issued License No. 0175, to practice as a hearing aid dealer by the Department of Health Services pursuant to Chapter 398 of the General Statutes of Connecticut, as amended; and

WHEREAS, Alan Dumaine hereby acknowledges and admits that:

1. He supervised a person who engaged in fitting and dispensing of hearing aids for approximately 40 days without being authorized by the Department of Health Services to do so.
2. By his actions described in (1) above has violated §20-404 of the Connecticut General Statutes by failing to conform to the accepted standards of the hearing aid dealer profession.

NOW THEREFORE, pursuant to §19a-17 and §20-404 of the General Statutes of Connecticut, as amended, Alan Dumaine hereby stipulates and agrees to the following:

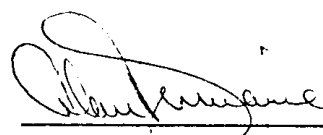
1. That he waives his right to a hearing on the merits of this matter.
2. That he is hereby reprimanded for the above-mentioned violation of §20-404.

3. That he is placed on probation for six months, during which time he is entitled to practice as a hearing aid dealer pursuant to the following terms of probation:
 - a. He shall ensure that all persons training to become licensed hearing aid dealers shall have obtained all necessary authorization from the Department of Health Service prior to beginning such training.
4. That violation of any of the terms of probation can result, at the discretion of the Department of Health Services, in the summary suspension of his license.
5. That he understands that notice of this Consent Order is a matter of public record.
6. That this Consent Order is effective the first day of the next month after which the seal of the last signatory is affixed to this document.
7. That he understands that this Consent Order may be considered as evidence of the above admitted violations in any proceeding before the Department of Health Services (1) in which his compliance with this same order is at issue, or (2) in which his compliance with §20-404 of the General Statutes of Connecticut, as amended, is at issue.
8. That this Consent Order and terms set forth herein are not subject to reconsideration, collateral attack or judicial review under any form or in any forum. Further, that said order is not subject to

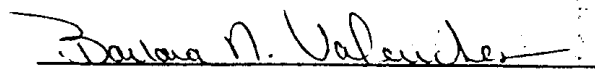
appeal or review under the provisions of Chapter 54 or 368a of the General Statutes of Connecticut, as amended, provided that this stipulation shall not deprive him of any other rights that he may have under the laws of the State of Connecticut or of the United States.

9. That he has consulted with an attorney prior to signing this document.

I, Alan Dumaine, Hearing Aid Dealer, hereby affix my signature, agreeing and admitting to the above, and declare this agreement to be an act performed of my own free will.

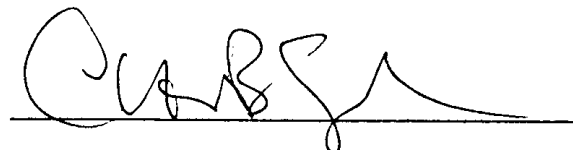

Alan Dumaine

Subscribed and sworn to before me this 24th day of MARCH 1986.


Notary Public or person authorized
by law to administer an oath or
affirmation.

Expire:
March 31, 1988

The above Consent Order having been presented to the Commissioner of the Department of Health Services on the 31st day of March 1986, it is hereby ordered and accepted.

A handwritten signature in dark ink, appearing to read 'C. B. Spak', written over a horizontal line.

Christine B. Spak, Chief
Public Health Hearing Office

JPL:dw
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